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DEPARTMENT OF AGRICULTURE
OFFICE OF THE SECRETARY
WASHINGTON

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EXPERIMENT STATION FILE

November 2, 1922.

MEMORANDUM NO. 386 (Supplemental)

Extracts from appropriation and other acts for 1923 (other than the Agricultural Appropriation Act) passed by the 67th Congress (second session), which relate directly or indirectly to the Department of Agriculture, or which may be of general interest to employees.

The attention of officials and employees of the Department of Agriculture is invited to the following provisions of a general nature which are included in the several acts indicated.

Henry C. Wallace

Secretary of Agriculture.

ACT MAKING APPROPRIATIONS FOR THE DEPARTMENT OF THE INTERIOR FOR THE FISCAL YEAR ENDING JUNE 30, 1923, AND FOR OTHER PURPOSES, APPROVED MAY 24, 1922, PUBLIC NO. 224.

Protection of Game in Alaska.

For carrying out the Act entitled "An Act for the protection of game in Alaska, and for other purposes," approved May 11, 1903, including salaries, traveling expenses of game wardens, and all other necessary expenses, \$25,000, to be expended under the direction of the governor of Alaska. (page 4)

Restoration of Lands in Forest Reserves.

To enable the Secretary of the Interior to advertise the restoration to the public domain of lands in forest reserves or of lands temporarily withdrawn for forest reserve purposes, \$4,000. (page 7)

Suppressing Contagious Diseases Among Live Stock of Indians.

For reimbursing Indians for live stock which may be hereafter destroyed on account of being infected with dourine or other contagious diseases, and for expenses in connection with the work of eradicating and preventing such diseases, to be expended under such rules and regulations as the Secretary of the Interior may prescribe, \$15,000. (page 15)

Reindeer for Alaska.

For support of reindeer stations in Alaska and instruction of Alaskan natives in the care and management of reindeer, \$10,000, to be available immediately: Provided, That the Commissioner of Education is authorized to sell such of the male reindeer belonging to the Government as he may deem advisable and to use the proceeds in the purchase of female reindeer belonging to missions and in the distribution of reindeer to natives in those portions of Alaska in which reindeer have not yet been placed and which are adapted to the reindeer industry. (page 36)

Researches to Determine Geological Conditions Favorable to Presence of Deposits of Potash Salts.

For chemical and physical researches relating to the geology of the United States, including researches with a view of determining geological conditions favorable to the presence of deposits of potash salts, \$40,000. (pages 39,40)

Government Fuel Yards.

For the purchase and transportation of fuel; storing and handling of fuel in yards; maintenance and operation of yards and equipment, including motor-propelled passenger-carrying vehicles for inspectors, purchase of equipment, rentals, and all other expenses requisite for and incident thereto, including personal services in the District of Columbia, the unexpended balance of the appropriation made for these purposes for the fiscal year 1922 is reappropriated and made available for such purposes for the fiscal year 1923, and of such sum not exceeding \$500 shall be available to settle claims for damages caused to private property by motor vehicles used in delivering fuel: Provided, That all moneys received from the sales of fuel during the fiscal year 1923 shall be credited to this appropriation and be available for the purposes of this paragraph. (page 42)

Transfer of Funds to Bureau of Mines.

During the fiscal year 1923 the head of any department or independent establishment of the Government having funds available for scientific investigations and requiring cooperative work by the Bureau of Mines on scientific investigations within the scope of the functions of that bureau and which it is unable to perform within the limits of its appropriations may, with the approval of the Secretary of the Interior, transfer to the Bureau of Mines such sums as may be necessary to carry on such investigations. The Secretary of the Treasury shall transfer on the books of the Treasury Department any sums which may be authorized hereunder, and such amounts shall be placed to the credit of the Bureau of Mines for the performance of work for the department or establishment from which the transfer is made. (page 42)

Fighting Forest Fires in National Parks.

For fighting forest fires in national parks or other areas administered by the National Park Service, or fires that endanger such areas, and for replacing buildings or other physical improvements that have been destroyed by forest fires within such areas, \$25,000: Provided, That these funds shall not be used for any precautionary fire protection or patrol work prior to actual occurrence of the fire: And provided further, That the allotment of these funds to the various national parks or areas administered by the National Park Service for fire fighting purposes shall be made by the Secretary of the Interior, and then only after the obligation for the expenditure has been incurred, and the Secretary of the Interior shall submit with his annual estimate of expenditures a report showing the location, size, and description of each forest fire, together with the number of men, their classification, and rate of pay and actual time employed, and a statement of expenditures showing the cost for labor, supplies, special service, and other expenses covered by the expenditures made from these funds. (page 43)

ACT MAKING APPROPRIATIONS FOR THE DEPARTMENTS OF STATE AND JUSTICE AND FOR THE JUDICIARY FOR THE FISCAL YEAR ENDING JUNE 30, 1923, AND FOR OTHER PURPOSES, APPROVED JUNE 1, 1922, PUBLIC NO. 229.

International Institute of Agriculture.

For the payment of the quota of the United States for the support of the International Institute of Agriculture for the calendar year 1923, \$19,577;

For salary of the one member of the permanent committee of the International Institute of Agriculture for the calendar year 1923, \$5,000;

For the payment of the quota of the United States for the cost of translating into and printing in the English language the publications of the International Institute of Agriculture at Rome, \$5,000; (page 9)

ACT TO AMEND THE FEDERAL RESERVE ACT APPROVED DECEMBER 23, 1913, APPROVED JUNE 3, 1922, PUBLIC NO. 230.

This act amends Section 10 of the Federal Reserve Act of December 23, 1913, and Section 324 of the Revised Statutes.

ACT MAKING APPROPRIATIONS FOR THE EXECUTIVE AND FOR SUNDRY INDEPENDENT EXECUTIVE BUREAUS, BOARDS, COMMISSIONS, AND OFFICES, FOR THE FISCAL YEAR ENDING JUNE 30, 1923, AND FOR OTHER PURPOSES, APPROVED JUNE 12, 1922, PUBLIC NO. 240.

Detail of Employees to Office of the President.

That employees of the executive departments and other establishments of the executive branch of the Government may be detailed from time to time to the office of the President of the United States for such temporary assistance as may be necessary. (page 1)

Detail of Employees to Civil Service Commission.

No detail of clerks or other employees from the executive departments or other Government establishments in the District of Columbia, to the Civil Service Commission or its field force, excepting the fourth district, for the performance of duty in the District of Columbia, shall be made for or during the fiscal year 1923. The Civil Service Commission shall, however, have power in case of emergency to transfer or detail any of its employees herein provided for to or from its office force, field force, or rural carrier examining board. (page 3)

International Exchanges.

For the system of international exchanges between the United States and foreign countries, under the direction of the Smithsonian Institution, including necessary employees and purchase of necessary books and periodicals, \$45,000. (page 9)

International Catalogue of Scientific Literature.

For the cooperation of the United States in the work of the International Catalogue of Scientific Literature, including the preparation of a classified index catalogue of American scientific publications for incorporation in the International Catalogue, clerk hire, purchase of necessary books and periodicals, and other necessary incidental expenses, \$7,500. (page 9)

ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE COMPENSATION FOR EMPLOYEES OF THE UNITED STATES SUFFERING INJURIES WHILE IN THE PERFORMANCE OF THEIR DUTIES, AND FOR OTHER PURPOSES," APPROVED SEPTEMBER 7, 1916, APPROVED JUNE 13, 1922, PUBLIC NO. 241.

THE UNIVERSITY OF CHICAGO

DEPARTMENT OF THE HISTORY OF ARTS
AND ARCHITECTURE
AND THE MUSEUM OF ART AND ARCHITECTURE
CHICAGO, ILLINOIS

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That the Act entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes," approved September 7, 1916, be amended as follows:

"SEC. 20. That all original claims for compensation for disability shall be made within sixty days after the injury. All original claims for compensation for death shall be made within one year after the death. For any reasonable cause shown the commission may allow original claims for compensation for disability to be made at any time within one year. If the disability or death was the result of an injury sustained during the period of the Great War, and arising out of conditions due to the war, the commission may for any reasonable cause shown allow original claims of civilian employees of the Expeditionary Forces of the United States serving outside of the territory of the United States to be made at any time within one year after the passage of this Act."

ACT TO AMEND AN ACT ENTITLED "AN ACT FOR THE RETIREMENT OF EMPLOYEES IN THE CLASSIFIED CIVIL SERVICE, AND FOR OTHER PURPOSES," APPROVED MAY 22, 1920, APPROVED JUNE 17, 1922, PUBLIC NO. 243.

That section 2 of the Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920, is hereby amended by inserting after the seventh paragraph the following:

"Class G shall include charwomen, laborers, and other employees whether classified or unclassified, who are employed on a regular annual basis and whose basic salary, pay, or compensation is at a rate less than \$600 per annum. The annuity to any retired employee shall be determined according to the method prescribed in the foregoing schedules, except that no annuity shall hereafter be granted to exceed the per centum nor the maximum provided for the respective periods of service. It is provided that this class of employees shall otherwise be subject to the provisions of the Act of May 22, 1920."

ACT MAKING APPROPRIATIONS FOR THE POST OFFICE DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 1923, AND FOR OTHER PURPOSES, APPROVED JUNE 19, 1922, PUBLIC NO. 244.

Authorization for Additional Appropriation for
Road Construction.

SEC. 4. That for the purpose of carrying out the provisions of the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved June 11, 1916, and all Acts amendatory thereof and supplementary thereto, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the following additional sums, all such sums to be expended in accordance with the provisions of such Act:

The sum of \$50,000,000 for the fiscal year ending June 30, 1923.

The sum of \$65,000,000 for the fiscal year ending June 30, 1924.

The sum of \$75,000,000 for the fiscal year ending June 30, 1925.

The Secretary of Agriculture is hereby authorized, immediately upon the passage of this Act, to apportion the \$50,000,000 herein authorized to be appropriated for the fiscal year ending June 30, 1923, among the several States as provided in section 21 of the Federal Highway Act approved November 9, 1921: Provided, That the Secretary of Agriculture shall act upon projects submitted to him under his apportionment of this authorization and his approval of any such project shall be deemed a contractual obligation of the Federal Government for the payment of its proportional contribution thereto.

PAR. 2. For the purpose of carrying out the provisions of section 23 of the Federal Highway Act, approved November 9, 1921, there is hereby authorized to be appropriated for forest roads and trails, out of any money in the Treasury not otherwise appropriated, the following additional sums, to be available until expended, in accordance with the provisions of said section 23:

The sum of \$6,500,000 for the fiscal year ending June 30, 1924.

The sum of \$6,500,000 for the fiscal year ending June 30, 1925.

PAR. 3. For the purposes of this section and of the Acts heretofore making appropriations to aid the States in the construction of rural post roads the term "bridges" includes railroad grade separations, whether by means of overhead or underpass crossings.

PAR. 4. The provision of section 5 of the Act entitled "An Act making appropriations for the service of the Post Office Department for the fiscal year ending June 30, 1920, and for other purposes," approved February 23, 1919, fixing the limitation of \$20,000 per mile which the Secretary of Agriculture may make, is hereby amended to read as follows:

"That the payments which the Secretary of Agriculture may make from sums appropriated under this Act or any Act amendatory thereof or supplementary thereto for the fiscal year ending June 30, 1923, shall not exceed \$16,250 per mile exclusive of the cost of bridges of more than twenty feet of clear span; and that the payments which the Secretary of Agriculture may make from any sums appropriated under the provisions of this Act or any Act amendatory thereof or supplementary thereto, after the fiscal year ending June 30, 1923, shall not exceed \$15,000 per mile exclusive of the cost of bridges of more than twenty feet of clear span: Provided, That the limitation of payments herein provided shall apply to the public-land States, except that the same is hereby increased in proportion to the increased percentage of Federal aid authorized by section 11 of the Act entitled "An Act to amend the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," approved November 9, 1921."

PAR. 5. Section 24 of the Act entitled "An Act to amend the Act entitled 'An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes,'" approved November 9, 1921, is amended to read as follows:

"That in any State where the existing constitution or laws will not permit the State to provide revenues for the construction, reconstruction, or maintenance of highways, the Secretary of Agriculture shall continue to approve projects for said State until five years after November 9, 1921, if he shall find that said State has complied with the provisions of this Act in so far as its existing constitution and laws will permit."

PAR. 6. If any officer, agent, or employee of the United States, or any officer, agent, or employee of any State or Territory, or any person, association, firm, or corporation or any officer or agent of any person, association, firm, or corporation shall knowingly make any false statement, false representation, or false report as to the character, quality, quantity, or cost of the material used or to be used, or the quantity or quality of the work performed or to be performed, or the costs thereof in connection with the submission of plans, maps, specifications, contracts, or costs of construction of any project submitted for approval to the Secretary of Agriculture under the provisions of the Federal Highway Act, or shall knowingly make any false statement, false representation, or false report or claim for work or materials for the construction of any project approved by the Secretary of Agriculture under said Federal Highway Act and all amendments thereto, or shall knowingly make any false statement or false representation in any report required to be made under said Federal Highway Act or Acts supplementary thereto with the intent to defraud the United States shall, upon conviction thereof, be punished by imprisonment not to exceed five years or by a fine not to exceed \$10,000, or by both fine and imprisonment within said limits.

PAR. 7. If any provision of this section, or the application thereof to any person or circumstances, shall be held invalid, the validity of the remainder of the section and the application of such provision to other persons or circumstances shall not be affected thereby.

PAR. 8. All Acts or parts of Acts in any way inconsistent with the provisions of this section are hereby repealed. (pages 9-11)

ACT MAKING APPROPRIATIONS FOR THE GOVERNMENT OF THE DISTRICT OF COLUMBIA AND OTHER ACTIVITIES CHARGEABLE IN WHOLE OR IN PART AGAINST THE REVENUES OF SUCH DISTRICT FOR THE FISCAL YEAR ENDING JUNE 30, 1923, AND FOR OTHER PURPOSES, APPROVED JUNE 29, 1922, PUBLIC NO. 256.

Purchase and Sale of Surplus Material.

SEC. 6. That the commissioners and other responsible officials, in expending appropriations contained in this Act, so far as possible, shall purchase material, supplies, including food supplies and equipment, when needed and funds are available, from the various services of the Government of the United States possessing material, supplies,

passenger-carrying and other motor vehicles, and equipment no longer required because of the cessation of war activities. It shall be the duty of the commissioners and other officials, before purchasing any of the articles described herein, to ascertain from the Government of the United States whether it has articles of the character described that are serviceable. And articles purchased from the Government, if the same have not been used, shall be paid for at a reasonable price, not to exceed actual cost, and if the same have been used, at a reasonable price based upon length of usage. The various services of the Government of the United States are authorized to sell such articles to the municipal government under the conditions specified and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts: Provided, That this section shall not be construed to amend, alter, or repeal the Executive order of December 3, 1913, concerning the transfer of office materials, supplies, and equipment in the District of Columbia falling into disuse because of the cessation of war activities. (page 50)

ACT TO PROVIDE ADDITIONAL COMPENSATION FOR CERTAIN CIVILIAN EMPLOYEES OF THE GOVERNMENTS OF THE UNITED STATES AND THE DISTRICT OF COLUMBIA DURING THE FISCAL YEAR ENDING JUNE 30, 1923, APPROVED JUNE 29, 1922, PUBLIC NO. 257.

This act provides increased compensation for certain employees of the executive departments and other Government establishments during the fiscal year 1923 at the rate of \$240 per annum if the salary is not less than \$400 per annum nor more than \$2,500 per annum, and at the rate of 60 per cent per annum if the rate of salary is less than \$400. Certain classes of employees are not entitled to the increase of compensation while others may receive it only upon the certification of the heads of their respective departments. The sum of \$3,232,863 is appropriated for the payment of increase of compensation to employees of the Department of Agriculture.

ACT MAKING APPROPRIATIONS TO SUPPLY DEFICIENCIES IN APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1922, AND PRIOR FISCAL YEARS, SUPPLEMENTAL APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1923, AND FOR OTHER PURPOSES, APPROVED JULY 1, 1922, PUBLIC NO. 263.

Collection of Seed Grain Loans.

To enable the Secretary of Agriculture to collect moneys due the United States on account of loans made to farmers under the seed grain loan provisions of the Act of March 3, 1921, and the Seed Grain Loan Act of March 20, 1922, including the employment of such persons and means in the city of Washington and elsewhere as may be necessary, fiscal year 1923, \$50,000. (page 6)

Additional Appropriation for Nut Culture Investigations.

For the investigation, improvement, encouragement, and determination of the adaptability to different soils and climatic conditions of pecans, almonds, Persian walnuts, black walnuts, hickory nuts, butternuts, chestnuts, filberts, and other nuts, and for methods of growing, harvesting, packing, shipping, storing, and utilizing the same, fiscal year 1923, \$5,000. (page 6)

Additional Appropriation for Citrus Canker.

For conducting such investigations of the nature and means of communication of the disease of citrus canker, and for applying such methods of eradication or control of the disease as in the judgment of the Secretary of Agriculture may be necessary, and cooperation with such authorities of the States concerned, organizations of growers, or individuals as he may deem necessary to accomplish such purpose, fiscal year 1923, \$100,000; and, in the discretion of the Secretary of Agriculture, no expenditures shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by State, county or local authorities or by individuals or organizations for the accomplishment of such purposes: Provided, That no part of the money herein appropriated shall be used to pay the cost or value of trees or other property injured or destroyed. (page 6)

ACT TO EXTEND THE TIME FOR CUTTING TIMBER IN THE COCONINO AND TUSAYAN NATIONAL FORESTS, ARIZONA, APPROVED AUGUST 24, 1922, PUBLIC NO. 234,

That the Secretary of Agriculture is hereby authorized to extend the rights of the Arizona Lumber and Timber Company and its successors in interest to cut and remove the timber from such of the following-described lands: Sections three and nine, township nineteen north, range five east; section thirty-three, township twenty north, range five east; section thirty-one, township twenty-one north, range five east; section thirty-five, township twenty north, range six east; section thirty-one, township twenty north, range seven east; all of the Gila and Salt River principal base and meridian within the Coconino and Tusayan National Forests, Arizona, as have been reconveyed, or are under contract to be reconveyed, to the United States, subject to outstanding timber-right contracts held by said company under the rules, regulations, and conditions imposed by the Secretary of the Interior at the time of said reconveyance or contract to reconvey until such time as he may determine to be in the public interest but not later than December 31, 1950: Provided, That said company executes and enters into an agreement with the Secretary of Agriculture to comply with such additional requirements upon the above-described lands and any other lands for which timber

rights are claimed by said company within the Coconino and Tusayan National Forests, as may be mutually agreed upon to promote forest-fire protection, reforestation, and forestry administration: Provided further, That all its present rights to cut and remove timber from any lands within said national forests are to terminate on the date fixed by the Secretary of Agriculture and agreed to by the company, but this Act shall not be construed to confer upon said company any rights in addition to those held by the company at the time of said reconveyance, and in the absence of the execution of such an agreement this Act shall neither extend nor restrict the present rights of said company.

ACT TO REGULATE FOREIGN COMMERCE IN THE IMPORTATION INTO THE UNITED STATES OF THE ADULT HONEYBEE (*APIS MELLIFICA*), APPROVED AUGUST 31, 1922, PUBLIC NO. 293.

That, in order to prevent the introduction and spread of diseases dangerous to the adult honeybee, the importation into the United States of the honeybee (*Apis mellifica*) in its adult stage is hereby prohibited, and all adult honeybees offered for import into the United States shall be destroyed if not immediately exported: Provided, That such adult honeybees may be imported into the United States for experimental or scientific purposes by the United States Department of Agriculture: And provided further, That such adult honeybees may be imported into the United States from countries in which the Secretary of Agriculture shall determine that no diseases dangerous to adult honeybees exist, under rules and regulations prescribed by the Secretary of the Treasury and the Secretary of Agriculture.

SEC. 2. That any person who shall violate any of the provisions of this Act shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine not exceeding \$500 or by imprisonment not exceeding one year, or both such fine and imprisonment, in the discretion of the court.

ACT PROVIDING FOR THE REMOVAL OF SNOW AND ICE FROM THE PAVED SIDEWALKS OF THE DISTRICT OF COLUMBIA, APPROVED SEPTEMBER 16, 1922, PUBLIC NO. 304.

This act provides that it shall be the duty of every person, partnership, corporation, joint-stock company, or syndicate in charge or control of any building or lot of land within the fire limits of the District of Columbia, fronting or abutting on a paved sidewalk, whether as owner, tenant, occupant, lessee, or otherwise, within the first eight hours of daylight after the ceasing to fall of any snow or sleet, to remove and clear away, or cause to be removed and cleared away, such snow or sleet from so much of said sidewalk as is on front of or abuts on said building or lot of land.

It requires the Commissioners of the District of Columbia to cause the removal of snow, ice, or sleet from paved sidewalks within the fire limits of the District of Columbia in front of or adjacent to all public buildings, public squares, reservations, and open spaces owned or held by lease by the District, and also to cause the removal of snow, ice, or sleet from all crosswalks of improved streets and places of intersection of alleys with paved sidewalks, as well as paved sidewalks or crosswalks used as public thoroughfares through all public squares, reservations, or open spaces within the fire limits of the District of Columbia owned or leased by the District. In the event of failure of any person, partnership, etc., to remove snow or sleet as provided in paragraph 1 the Commissioners of the District of Columbia shall cause the same to be removed and certify the expense to the Corporation Counsel. The Corporation Counsel is directed and authorized to sue for and recover the amount of such expense in the name of the District of Columbia together with a penalty of not exceeding \$25 for each offense, with costs.

The Chief of Engineers of the United States Army is charged with the removal of snow, ice, or sleet from paved sidewalks in front of or adjacent to all buildings, owned or leased by the United States, except the Capitol building and grounds and the Congressional Library Building.

ACT FOR THE PROTECTION OF TIMBER OWNED BY THE UNITED STATES FROM FIRE, DISEASE, OR THE RAVAGES OF BEETLES OR OTHER INSECTS, APPROVED SEPTEMBER 20, 1922, PUBLIC NO. 315.

That the Secretary of the Interior is hereby authorized to protect and preserve, from fire, disease, or the ravages of beetles, or other insects, timber owned by the United States upon the public lands, national parks, national monuments, Indian reservations, or other lands under the jurisdiction of the Department of the Interior owned by the United States, either directly or in cooperation with other departments of the Federal Government, with States, or with owners of timber; and appropriations are hereby authorized to be made for such purposes.

ACT TO AUTHORIZE THE PURCHASE BY THE CITY OF MEDFORD, OREGON, OF CERTAIN LANDS FORMERLY EMBRACED IN THE GRANT TO THE OREGON AND CALIFORNIA RAILROAD COMPANY AND REVESTED IN THE UNITED STATES BY THE ACT APPROVED JUNE 9, 1916, APPROVED SEPTEMBER 21, 1922, PUBLIC NO. 322.

That the Secretary of the Interior shall be, and is hereby, authorized to issue a patent to the city of Medford, Oregon, for the following described lands, being a part of the lands revested in the United States by the Act of Congress enacted June 9, 1916 (Thirty-ninth Statutes, page 218), to wit: The southwest quarter of the southwest quarter of section twenty-five in township thirty-six south, range two east, and the northeast quarter of the southeast quarter of section

thirteen, in township thirty-six south, range one east, of the Willamette meridian, in the State of Oregon; on condition that the said city first shall pay to the United States the sum of \$2.50 per acre for all of said lands and in addition thereto the appraised price of the timber on all such lands as may be classified as timberlands; Provided, That there shall be reserved to the United States all oil, coal, and other mineral deposits that may be found in the lands so granted and all necessary use of the lands for extracting the same, and that there shall be reserved to the United States, as to the said southwest quarter of the southwest quarter of section twenty-five in township thirty-six south, range two east, or to its permittees or licensees, the right to enter thereon and take and use the same for power purposes, in accordance with the terms and conditions of section 24 of the Federal Water Power Act of June 10, 1920.

SEC. 2. That the Secretary of the Interior shall prescribe all necessary regulations to carry into effect the foregoing provisions of this Act.

ACT FOR THE PREVENTION AND REMOVAL OF OBSTRUCTIONS AND BURDENS UPON
INTERSTATE COMMERCE IN GRAIN, BY REGULATING TRANSACTIONS ON GRAIN
FUTURE EXCHANGES, AND FOR OTHER PURPOSES, APPROVED SEPTEMBER 21,
1922, PUBLIC NO. 331.

This Act is in effect a substitute for the Future Trading Act of August 24, 1921, except as to section 3 thereof which imposes a tax of 20 cents a bushel on "puts and calls" and other similar transactions. The sections of the Act of August 24, 1921, providing for regulation by the Secretary of Agriculture of trading on grain future exchanges, were held unconstitutional by the Supreme Court of the United States in May, 1922, on the ground that the taxing power of Congress could not be utilized for this purpose. The new Act is substantially the same as the former one except that it is based upon the interstate commerce power of Congress. It provides for the designation of grain future exchanges as "contract markets" and for their supervision by the Secretary of Agriculture in order to prevent attempted manipulations or corners of the market, the dissemination of false or misleading or knowingly inaccurate information regarding crop or market conditions, and discrimination against cooperative associations of producers in respect to membership, it being expressly provided that no rule of a contract market shall be construed to prevent the distribution of surplus funds on a patronage basis. The law does not interfere in any way with the normal use of the exchanges for hedging cash grain transactions nor does it prevent ordinary speculation. It gives extensive authority to the Secretary of Agriculture to obtain reports from members of contract markets and to make investigations of grain marketing.



ACT FOR THE RELIEF OF CERTAIN PERSONS, THEIR HEIRS OR ASSIGNS, WHO
HERETOFORE RELINQUISHED LANDS INSIDE NATIONAL FORESTS TO THE UNITED
STATES, APPROVED SEPTEMBER 22, 1922, PUBLIC NO. 339.

That where any person or persons in good faith relinquished to the United States lands in a national forest as a basis for a lieu selection under the Act of June 4, 1897 (Thirtieth Statutes at Large, pages 11, 36), and failed to get their lieu selections of record prior to the passage of the Act of March 3, 1905 (Thirty-third Statutes at Large, page 1264), or whose lieu selections, though duly filed, are finally rejected, the Secretary of the Interior, with the approval of the Secretary of Agriculture, upon application of such person or persons, their heirs or assigns, is authorized to accept title to such of the base lands as are desirable for national-forest purposes, which lands shall thereupon become parts of the nearest national forest, and, in exchange therefor, may issue patent for not to exceed an equal value of national-forest land, unoccupied, surveyed, and nonmineral in character, or the Secretary of Agriculture may authorize the grantor to cut and remove an equal value of timber within the national forests of the same State. Where an exchange can not be agreed upon the Commissioner of the General Land Office is hereby authorized to relinquish and quit claim to such person or persons, their heirs or assigns, all title to such lands which the respective relinquishments of such person or persons may have vested in the United States: Provided, That such person or persons, their heirs or assigns, shall, within five years after the date of this Act, make satisfactory proof of the relinquishment of such lands to the United States by submitting to the Commissioner of the General Land Office an abstract of title to such lands showing relinquishment of the same to the United States, which abstract or abstracts shall be retained in the files of the General Land Office.

SEC. 2. That if it shall appear that any of the lands relinquished to the United States for the purpose stated in the preceding section have been disposed of or appropriated to a public use, other than the general purposes for which the forest reserve within the bounds of which they are situate was created, such lands shall not be relinquished and quitclaimed as provided therein, unless the head of the department having jurisdiction over the lands shall consent to such relinquishment; and if he shall fail to so consent, or if any of the lands so relinquished have been otherwise disposed of by the United States, other surveyed, nonmineral, unoccupied, unreserved public lands of approximately equal area and value may be selected and patented in lieu of the lands so appropriated or disposed of in the manner and subject to the terms and conditions prescribed by said Act of June 4, 1897, and the regulations issued thereunder: Provided, That applications to make such lieu selections must be filed in the General Land Office within three years after the date of this Act.

ACT TO ADD CERTAIN LANDS TO THE SISKIYOU NATIONAL FOREST IN OREGON,
APPROVED SEPTEMBER 22, 1922, PUBLIC NO. 342.

That the north half of the northeast quarter, the northeast quarter of the northwest quarter and lot one of section thirty-one, township thirty-nine south, range six west, of the Willamette meridian, are hereby added to and made a part of the Siskiyou National Forest in Oregon.

SEC. 2. That the Secretary of Agriculture is hereby authorized, in his discretion, to sell the merchantable timber on the land added to the Siskiyou National Forest by section 1 hereof in accordance with the regulations governing the sale of public timber in the national forests, and the entire proceeds of any sale of the timber on such land shall be deposited in the Treasury of the United States in a special fund designated as "The Oregon and California land-grant fund," referred to in section 10 of the Act of Congress approved June 9, 1916 (Thirty-ninth Statutes, page 213), and be disposed of in the manner therein designated, the land added forming part of the area which reverted in the United States under the provisions of the said Act.

ACT FOR THE INCLUSION OF CERTAIN LANDS IN THE WENATCHEE NATIONAL FOREST, THE OLYMPIC NATIONAL FOREST, AND THE SNOQUALMIE NATIONAL FOREST, ALL IN THE STATE OF WASHINGTON, AND FOR OTHER PURPOSES, APPROVED SEPTEMBER 22, 1922, PUBLIC NO. 359.

That within the following described areas any lands not in Government ownership which are found by the Secretary of Agriculture to be chiefly valuable for national-forest purposes may be offered in exchange under the provisions of the Act of March 20, 1922 (Public, 173), upon notice as therein provided and upon acceptance of title shall become parts of the Wenatchee National Forest, the Olympic National Forest, and the Snoqualmie National Forest, respectively, and any of such described areas in Government ownership chiefly valuable for national-forest purposes and not now parts of any national forest may be added to said national forests as herein provided by proclamation of the President, subject to all valid existing entries: To the Wenatchee National Forest, township twenty north, range thirteen east, west half of township and sections one, three, ten, south half of fourteen, fifteen, twenty-two, twenty-three, twenty-five, twenty-six, twenty-seven, thirty-four, thirty-five, and thirty-six; township twenty north, range fourteen east, sections one, three, four, five, six, seven, eight, nine, ten, fifteen, sixteen, south half of section twenty-nine, south half of section thirty, sections thirty-one, thirty-two, and thirty-three; township twenty-north, range fifteen east, sections two, three, four, five, six, eight, nine, ten, eleven, twelve, thirteen, fourteen, and fifteen; township twenty-one north, range fifteen east, sections twelve, thirteen, fourteen, fifteen, twenty, twenty-one, twenty-two, twenty-three, twenty-four, twenty-five, north half



of twenty-six, twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, and thirty-four; township twenty north, range sixteen east, sections one, two, three, seven, south half of section eight, north half of sections eleven, twelve, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, north half of section twenty-two; township twenty-one north, range sixteen east, sections four, seven, nine, ten, fifteen, eighteen, nineteen, east half of section twenty-one, twenty-two, twenty-seven, east half of section twenty-eight, thirty, east half of section thirty-three, and thirty-four; township twenty north, range seventeen east, sections four, seven, eight, nine, ten, eleven, twelve, fourteen, fifteen, sixteen, seventeen, north half of section eighteen, twenty-five, twenty-six, thirty-five, and thirty-six; township twenty-three north, range eighteen east, sections three, four, five, six, seven, eight, nine, seventeen, eighteen, twenty, twenty-three, twenty-four, twenty-five, twenty-six, thirty-five, and thirty-six; township twenty-four north, range eighteen east, sections thirty, thirty-one, thirty-three, and south half of section thirty-four; township twenty north, range nineteen east; township twenty-two north, range nineteen east, sections two, three, four, five, six, seven, eight, nine, ten, eleven, fourteen, fifteen, sixteen, seventeen, eighteen, and south half of township; township twenty-three north, range nineteen east, sections nineteen, thirty, thirty-one, thirty-two, thirty-three, thirty-four, and thirty-five; township twenty-five north, range nineteen east; township twenty-six north, range nineteen east; township twenty-seven north, range nineteen east; township twenty north, range twenty east; township twenty-one north, range twenty east, sections six, seven, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-five, twenty-six, twenty-seven, twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, thirty-four, thirty-five, and thirty-six; township twenty-five north, range twenty east, sections five, six, seven, eight, sixteen, seventeen, eighteen, nineteen, twenty, and twenty-one; township twenty-six north, range twenty east, sections one to sixteen, inclusive, twenty-one to twenty-seven, inclusive, thirty, thirty-one, thirty-two, thirty-five, and thirty-six; township twenty-seven north, range twenty-east; all Willamette principal meridian;

To the Olympic National Forest, all of section one, township twenty-four north, range three west, except lot one; the southeast quarter of the northeast quarter, the northeast quarter of the southeast quarter, the southwest quarter of the southwest quarter, and lot one, section six, township twenty-four north, range two west, and a permanent right-of-way for a logging road twenty-five feet wide across lot one, section one, in township twenty-four north, range three west;

To the Snoqualmie National Forest, sections twenty-five, twenty-six, twenty-seven, twenty-eight, thirty-three, thirty-four, thirty-five, and thirty-six, township twenty-three north, range nine east, Willamette principal meridian.

ACT TO AMEND AN ACT ENTITLED "AN ACT FOR THE RETIREMENT OF EMPLOYEES IN THE CLASSIFIED CIVIL SERVICE, AND FOR OTHER PURPOSES," APPROVED MAY 22, 1920, APPROVED SEPTEMBER 22, 1922, PUBLIC NO. 363.

That the Act entitled "An Act for the retirement of employees in the classified civil service, and for other purposes," approved May 22, 1920, is hereby amended as follows:

That any employee fifty-five years of age or over to whom the Act of May 22, 1920, applies, who shall have served for a total period of not less than fifteen years and who, before reaching the retirement age as fixed in section 1 of said Act shall become involuntarily separated from the service, unless removed for cause on charges of misconduct or delinquency preferred against him, shall be granted an annuity certificate in the manner provided in section 7 of said Act which will entitle said employee, upon reaching retirement age, to an annuity as provided in section 2 thereof equal to the annuity he would have received upon such separation from the service had he been of full retirement age: Provided, That the deductions made under the provisions of section 8 of said Act of May 22, 1920, from such employee's salary, pay, or compensation prior to separation from the service shall remain in the "civil service retirement and disability fund" subject to the provisions of section 11 of said Act governing the return of deductions in the case of a deceased annuitant or employee.

SEC. 2. That any employee coming within the provisions of section 1 of this Act shall have the right to apply for an immediate annuity in lieu of deferred annuity at the age of retirement; and if otherwise entitled, such immediate annuity shall be granted under the following conditions:

If the employee is eligible for retirement upon reaching the age of seventy years, his immediate annuity is to be found by multiplying the annuity which he would receive were he then seventy years of age by the decimal 0.951945 raised to a power the exponent of which is the number of years his age at such separation from the service is less than seventy years.

For mechanics, city and rural letter carriers, and post-office clerks, who are eligible for retirement at sixty-five years of age, the immediate annuity is found by deducting $\frac{47}{900}$ of the annuity he would receive were he then sixty-five years of age for each year his age at such separation is less than sixty-five years.

For railway postal clerks, who are eligible for retirement at sixty-two years of age, the immediate annuity is to be found by deducting $\frac{47}{630}$ of the annuity he would receive were he then sixty-two years of age for each year his age at separation is less than sixty-two years.

For the purpose of computing annuities as provided in this section fractional parts of a year in respect to the age of the applicant shall be disregarded.

SEC. 3. That in case such former employee be reemployed by the Government in a position affected by the provisions of the Act of May 22, 1920, the annuity certificate issued under the provisions of this Act shall be canceled and all rights and benefits under this Act shall terminate from and after the date of such reemployment.

SEC. 4. That this Act shall include former employees coming within the provisions of the Act of May 22, 1920, who have been separated from the service subsequent to August 20, 1920, under the conditions defined in section 1 hereof: Provided, That in the case of an employee who has withdrawn from the "civil service retirement and disability fund" his deductions under the provisions of section 11 of the Act of May 22, 1920, such employee shall be required to return the amount so withdrawn with interest compounded at the rate of 4 per centum per annum before he shall be entitled to the benefits of this Act.

SEC. 5. That any employee otherwise entitled to the benefits of the Act of May 22, 1920, who, prior to the passage of this Act, has been continued in the service without the approval of the Civil Service Commission as provided in section 6 thereof, or, who has been reemployed in the civil service subsequent to retirement, shall be entitled to credit for such subsequent service and to receive salary, pay, or compensation therefor at the regular rates, but shall not be entitled to annuity covering the same time; and this Act shall operate as a direction to the Commissioner of Pensions to remove suspension of annuity in all such cases, and shall be warrant for the proper fiscal officer of the Government to make payment or adjustment of salary, pay, or compensation earned by such employee.

SEC. 6. That nothing contained in this Act shall modify the provisions of section 5 of the Act of May 22, 1920.

ACT MAKING APPROPRIATIONS TO SUPPLY DEFICIENCIES IN APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1922, AND PRIOR FISCAL YEARS, AND FOR OTHER PURPOSES, APPROVED SEPTEMBER 22, 1922, PUBLIC NO. 364.

Authorizing Use of Appropriation for Enforcement of Future Trading Act for Carrying into Effect Grain Futures Act.

The appropriation of \$103,600 made for the fiscal year 1923 for the enforcement of the Future Trading Act, approved August 24, 1921, shall be available for carrying into effect the provisions of the Grain Futures Act, approved September 21, 1922. (page 2)

